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Heimlich Law

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FEB 15 2005

To: Examiner Aravind Moorthy

Fax number: 1 703 8729306

From: Alan Heimlich

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Business phone: +1 408 253 3860

Email: alanheimlich@heimlichlaw.com

Date & Time: 2/15/2005 2:36:24 PM

Pages: 20

Re: Retransmission of Response to Office Action

Examiner Aravind Moorthy,

Please find attached our original response and the receipt from the USPTO showing receipt of such on 2/2/2005 at 10:33:28 EST.

Please let me know if you need anything else.

Thanks for contacting us.

Sincerely,

Alan Heimlich
Reg 48808

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Alan Heimlich

From: Moorthy, Aravind [Aravind.Moorthy@USPTO.GOV]
Sent: Tuesday, February 15, 2005 1:53 PM
To: alanheimlich@heimlichlaw.com
Subject: 09/759,728

No response for the non-final office action has been received. After our conversation today, the attorney has filed a response on 2/2/05. The attorney does have a receipt for the faxed response. The examiner kindly requests that the fax be resent along with the postcard receipt.

Thanks,
Aravind Moorthy
United States Patent and Trademark Office AU 2131
571-272-3793
Randolph 2D68

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Auto-Reply Facsimile Transmission



TO: Fax Sender at 4082579904
 Fax Information
 Date Received: 2/2/2005 10:33:28 PM [Eastern Standard Time]
 Total Pages: 17 (including cover pa

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Received
 Cover
 Page
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TRANSMITTAL FORM	
Application Number	09,750,720
Filing Date	01/12/2004
First Named Inventor	Eliel Schwartz
Art Unit	7131
Examiner Name	Michael P. Vaughan
Attorney/Agent Name	005168.PCC1
First Number of Page in This Submission	17
ENCLOSURES (Check all that apply)	
<input type="checkbox"/> Free Attachment <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavit/Declaration <input checked="" type="checkbox"/> Statement of Inventorship <input type="checkbox"/> Power of Attorney/Assignment <input type="checkbox"/> Request for Extension of Time <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Critical Copy of Prior Art <input type="checkbox"/> Draft to Meeting/Oral Examination <input type="checkbox"/> Draft to Meeting/Oral Examination (under 37 CFR 1.52 or 1.53)	<input type="checkbox"/> Surrogate <input type="checkbox"/> Drawing Related Pages <input type="checkbox"/> Request <input type="checkbox"/> Request for Extension of Time <input type="checkbox"/> Power of Attorney/Assignment <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Rehearing <input type="checkbox"/> (3) Number of Claim <input type="checkbox"/> Message Table on CD
<input type="checkbox"/> After Allowable Transmission to PT <input type="checkbox"/> Appeal Communication to Board of Appeals and Trial Examiner <input type="checkbox"/> Appeal Communication to TC (Appeal under 37 CFR 41.301) <input type="checkbox"/> Prerequisite Information <input type="checkbox"/> Other (Please specify) (Please identify)	
Page 1 - this page. Page 2 - Extension of time request. Page 3 - 1110-2036 payment for extension of time. Pages 4-17 Amendment/Reply to OA of	
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm Name	HEIMLICH LAW
Signature	<i>[Signature]</i>
Print Name	Alvin Heimlich
Date	02/02/2005
Duly signed by Alvin Heimlich DUE TO - Alvin Heimlich C - U.S. G. - Heimlich Law	
Date 02/02/2005	
CERTIFICATE OF TRANSMISSION/MAILING I hereby certify that this correspondence is being transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage to insure its delivery to the USPTO or to the United States Postal Service at the address shown below. FAXED TO Central Fax at 703-372-3306	
Signature: <i>[Signature]</i> Date: 02/02/2005	
This collection of information is required by 37 CFR 1.5. The information is required to enable or assist in the search by the USPTO in processing an application. Confidentiality is provided by 37 CFR 1.52 and 37 CFR 1.53. This collection is required to obtain a complete, accurate, and reliable record of the correspondence to the USPTO. The information is required to obtain a complete, accurate, and reliable record of the correspondence to the USPTO. The information is required to obtain a complete, accurate, and reliable record of the correspondence to the USPTO.	

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PTO/SB/21 (09-04)

Approved for use through 07/31/2008. OMB 0651-0031

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FORM**

(to be used for all correspondence after initial filing)

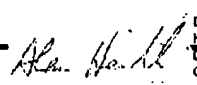
Total Number of Pages in This Submission 17

Application Number	09/759728
Filing Date	01/11/2001
First Named Inventor	Elliott Schwartz
Art Unit	2131
Examiner Name	Michael R. Vaughan
Attorney Docket Number	005168.P001

ENCLOSURES (Check all that apply)

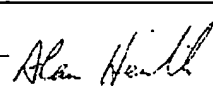
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Please see remarks below.
Remarks Page 1 - this page. Page 2 - Extension of time request Page 3 - PTO-2038 payment for extension of time Pages 4-17 Amendment/Reply to OA of		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	Heimlich Law		
Signature	 Digitally signed by Alan Heimlich DN: CN = Alan Heimlich, C = US, O = Heimlich Law		
Printed name	Alan Heimlich		
Date	02/02/2005	Reg. No.	48808

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: **FAXED TO Central Fax at 703-872-9306**

Signature	 Digitally signed by Alan Heimlich DN: CN = Alan Heimlich, C = US, O = Heimlich Law		
Typed or printed name	Alan Heimlich	Date	02/02/2005

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.